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4 ALBERT BILLINGER,  
5 Plaintiff,  
6 v.  
7 //,  
8 Defendant.

9 Case No. 16-cv-00222-JD

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11 **ORDER OF TRANSFER**

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13 This is a habeas case filed pro se by a state prisoner. Petitioner seeks to challenge a  
14 conviction obtained in Long Beach, CA which is in Los Angeles County. Los Angeles County is  
15 in the venue of the United States District Court for the Central District of California. Petitioner is  
16 incarcerated in Stockton, CA, which is located in the Eastern District of California.

17 Venue for a habeas action is proper in either the district of confinement or the district of  
18 conviction, 28 U.S.C. § 2241(d); this district is neither. Because petitions challenging a  
19 conviction are preferably heard in the district of conviction, Habeas L.R. 2254-3(a); *Laue v.*  
20 *Nelson*, 279 F. Supp. 265, 266 (N.D. Cal. 1968), and petitioner was convicted in Los Angeles  
21 County, this case is **TRANSFERRED** to the United States District Court for the Central District  
22 of California. See 28 U.S.C. § 1406(a); Habeas L.R. 2254-3(b).

23 **IT IS SO ORDERED.**

24 Dated: March 17, 2016

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27 JAMES DONATO  
28 United States District Judge



UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ALBERT BILLINGER,  
Plaintiff,  
v.  
CHURCH,  
Defendant

Case No. 16-cv-00222-JD

## **CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on March 17, 2016, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Albert Billinger ID: V27565  
CHCF - Stockton  
P.O. Box 32200  
Stockton, CA 95312

Dated: March 17, 2016

Susan Y. Soong  
Clerk, United States District Court

By: Lisa R. Clark  
LISA R. CLARK, Deputy Clerk to the  
Honorable JAMES DONATO